

ENTERED

February 24, 2017

David J. Bradley, Clerk

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
CORPUS CHRISTI DIVISION

UNITED STATES OF AMERICA	§	
	§	
VS.	§	CRIMINAL NO. 2:17-CR-22-1
	§	
JILLIAN DAE MATTHEWS	§	

OPINION AND ORDER GRANTING MOTION FOR CONTINUANCE

On February 24, 2017, Defendant Matthews orally moved for a continuance of the final pretrial conference and jury selection and trial because the Defendant and counsel had not yet had adequate time to consider whether Defendant wished to have a trial or plead guilty for the reasons stated on the record during the final pretrial conference. The United States was unopposed to the motion.

Under the Speedy Trial Act, a court may grant a continuance and exclude the resulting delay from the time in which a trial must commence if it makes on-the-record findings that the ends of justice served by granting the continuance outweigh the public's and defendant's interests in a speedy trial. 18 U.S.C. § 3161(h)(7).

Having considered the Defendant's motion, the Court finds that the failure to grant a continuance in this case would deny counsel for the defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

Accordingly, the Court finds that the ends of justice are served by granting a continuance in this case and outweigh the best interests of the public and Defendant in a speedy trial, and the continuance period is excludable from the speedy trial calculation.

The Court **GRANTS** the Defendant's motion and **CONTINUES** the final pretrial conference until March 23, 2017, at 10:00 a.m. before undersigned and schedules the jury selection and trial for April 3, 2017, at 9:00 a.m. before Hon. Nelva Gonzales Ramos.

ORDERED this 24th day of February, 2017.


B. JANICE ELLINGTON
UNITED STATES MAGISTRATE JUDGE